IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRI.ANTICIPATORY BAIL APPLICATION NO.5185 OF 2004

Arif Sheikh & Anr. ...Applicants

Versus

Sr.Inspector of Police & Anr. ...Respondents

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Mrs.Sarika Pawale for Applicants.

Mr.R.Y.Mirza, A.P.P. for Respondents.

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CORAM: A.M.KHANWILKAR, J.

DECEMBER 1, 2004.

P.C.

1. Heard Counsel for the parties. Perused the record.

2. In view of the assurance given on the previous date, the Applicants have deposited the cassettes in question with the Investigating Officer. This statement is made by the learned A.P.P. on instructions of the Investigating Officer, who is present in Court. Learned A.P.P.

further submits that custodial interrogation of the Applicants will not be necessary.

3. In the peculiar facts and circumstances of the case, the Applicants are granted anticipatory bail on the following terms :

(a) The Applicants are granted anticipatory bail in connection with C.R.No.451/04 registered with Santacruz Police Station, on executing personal bond in the sum of Rs.1,00,000/- (Rupees One Lakh) each, with one or two local sureties in the like amount.

(b) The Applicants shall not influence the prosecution witnesses or tamper with the prosecution evidence in any manner whatsoever.

(c) The Applicants shall abide by the conditions specified in Section 438 (2) of the Criminal Procedure Code, 1973, as applicable to the State of Maharashtra.

. Application allowed on the above terms.

A.M.KHANWILKAR, J.